BEFORE THE

DEPT OF JEW DECREASION

DEPARTMENT OF TRANSPORTATION

WASHINGTON, D.C.

Motion of

CONTINENTAL AIRLINES, INC.

COnfidential Treatment of Documents Under
Rule 12 of the Rules of Practice of the Department of Transportation

Docket OST-96-1222
(Continental Airlines, Inc. Form 41, Schedule B-7)

MOTION OF CONTINENTAL AIRLINES, INC. FOR CONFIDENTIAL TREATMENT PURSUANT TO RULE 12

Communications with respect to this document should be sent to:

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Counsel for Continental Airlines, Inc.

BEFORE THE

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	:	

MOTION OF CONTINENTAL AIRLINES, INC. FOR CONFIDENTIAL TREATMENT PURSUANT TO RULE 12

Continental Airlines, Inc. ("Continental") moves, pursuant to Rule 12 of the Department's Rules of Practice, that Schedule B·7 of its Form 41 report for the quarter ended March 31, 2009, be accorded confidential treatment and be withheld from public disclosure. Schedule B·7, filed quarterly, contains confidential data in the three columns labeled respectively "Cost," "Amortized/Depreciated Cost" and "Realization." As provided in Rule 12, this confidential document has been submitted separately, under seal, with the notation "Confidential Treatment Requested Under §302.12," along with a copy of this motion.

The information which is the subject of this motion details Continental's acquisition and depreciation costs for its airframe and engine purchases. This information is clearly financial or commercial in nature, obtained from a person outside the government and confidential. The Department, by letters to Delta Air Lines, Inc. on March 29, 1993, and to American Airlines, Inc. on June 5, 1995, from James W. Mitchell, Director, Office of Airline Statistics, granted confidential treatment to similar data filed by Delta Air Lines, Inc. Equivalent treatment should be accorded to Continental's submission. Continental asks the Department to protect the confidential data in all Schedule B-7 submissions from public disclosure for at least ten years, which is the withholding period sought by Delta Air Lines, Inc. (Docket 48649), United Air Lines, Inc. (Docket 48726), Northwest Airlines, Inc. (Docket 46597), American Airlines, Inc. (Docket 48800) and ExpressJet Airlines, Inc. d/b/a Continental Express (formerly Continental Express, Inc.) (former Docket 49492) for their Schedule B-7 submissions.

During the last thirteen years, Continental Airlines, Inc., ExpressJet Airlines, Inc. d/b/a Continental Express (formerly Continental Express, Inc.), and Continental Micronesia, Inc. have each filed similar motions in former Docket 49492 and this docket seeking confidential treatment for their Schedules B·7 submissions and those motions remain pending. Continental hereby adopts and incorporates by reference each of the arguments in the previous motions in former Docket 49492 and in this docket for confidential treatment of its Schedule B·7 submission for the quarter ended March 31, 2009.

WHEREFORE, Continental moves that the document submitted under seal with this motion be withheld from public disclosure pursuant to Rule 12 for a period of at least ten years.

Respectfully submitted,

CONTINENTAL AIRLINES, INC.

By:

Thomas Newton Bolling

Managing Attorney, Regulatory Affairs

Counsel for

Continental Airlines, Inc.

May 8, 2009